

**MINUTES OF THE PUBLIC HEARING HELD BEFORE THE
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA
FEBRUARY 22, 2012**

A public hearing before the Common Council of the City of Jasper, Indiana, was held on Wednesday, February 22, 2012, in the Council Chambers of City Hall, 610 Main Street, Jasper, Indiana.

Call to Order. Presiding Officer Mayor Terry Seitz called the public hearing to order at 6:40 p.m.

Roll Call.

Clerk-Treasurer Juanita S. Boehm called the roll.

Mayor Terry Seitz	Present
Council members:	
Gregory Schnarr	Present
David Prechtel	Absent
Thomas Schmidt	Present
Earl Schmitt	Present
Kevin Manley	Present
Randall Buchta	Present
Raymond Howard	Present
City Attorney William Shaneyfelt	Present
Clerk-Treasurer Juanita S. Boehm	Present

Clerk-Treasurer Boehm announced that in order to have a quorum for the hearing, a majority of the council members must be in attendance. Six of the seven council members were in attendance which is a majority; therefore, there was a quorum for the hearing.

Pledge of Allegiance. Mayor Seitz invited all present to join him in reciting the Pledge of Allegiance.

Purpose. Mayor Seitz said the purpose of the public hearing is to receive public input concerning the amendments to the subdivision control ordinance that changes the bonding requirements for plats.

A notice appeared in the Herald on February 4, 2012. The notice was also posted at City Hall and faxed to the news media.

Mayor Seitz then announced, with respect to tonight's public hearing, we are hereby incorporating by reference into the record of this public hearing, City of Jasper Ordinance Number 1993-17, entitled "Zoning Ordinance and Subdivision Control Ordinance and Flood District and Flood Damage Prevention" and any and all Amendments thereto, and the City of Jasper Comprehensive Plan.

City Engineer Chad Hurm explained the changes. One major change is adding language regarding a maintenance/damage bond in lieu of a performance bond. Hurm said part of the ordinance says, that unless waived by the Board of Public

Works and Safety, prior to the time that the Board of Public Works and Safety releases the Performance Bond that was required by the Subdivision Control Ordinance, a Maintenance/Damage Bond shall be submitted to the City in an amount that is no less than 25% of the amount of the original Performance Bond for completion of the streets, curbs and gutters and storm sewer (although Maintenance/Damage Bond may be used for repairs to utilities as well).

If a request is made to release the Performance Bond prior to it being in place less than one year, then, if approved, the Maintenance/Damage Bond shall be for a period of two years. However, if the subdivision is less than 80% complete (lots built on) at the end of the two year period, then the Maintenance/Damage Bond shall be extended for an additional year to three years.

If a request is made to release the Performance Bond after it has been in place for over one year, then, if approved, the Maintenance/Damage Bond shall be for a period of one year. However, if the subdivision is less than 80% complete (lots built on) at the end of the one year period, then the Maintenance/Damage Bond shall be extended for an additional year to two years.

Hurm said several developers say they want to finish putting on all the asphalt right away instead of waiting for the surface coat. The longer a street goes without a surface coat the more it can deteriorate.

Mayor Seitz then asked for public comments. No comments were received from the public.

City Attorney William Shaneyfelt said the Plan Commission gave a favorable recommendation regarding this proposal.

There being no further comments a motion was made by Council member Thomas Schmidt and seconded by Council member Earl Schmitt to close the public hearing. The motion carried 6-0 and the hearing closed at 6:49 p.m.

The minutes were hereby approved ____ with X without corrections or clarification this 21st day of March, 2012.

Mayor Terry Seitz
Presiding Officer

Attest:

Juanita S. Boehm, Clerk-Treasurer